



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

December 24, 2008

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Ms. Susan N. Hughes, P.E.
Vice President, Environmental Services
JEA
21 West Church Street
Jacksonville, Florida 32202-3139

RE: Brandy Branch Generating Station
PA00-43E
OGC #08-2948

FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION

Dear Ms. Hughes;

On March 25, 2002, the Siting Board certified the construction and operation of the Brandy Branch Generating Station. On October 8, 2008 the Department published notice of its intent to issue Title V permit 0310485-019-AV. On December 15, 2008 the Department issued Title V permit 0310485-019-AV for the Brandy Branch Generating Station. Pursuant to 403.516 (1) (b)., Florida Statutes ("F.S."), the Department may modify specific Conditions of a site Certification which are inconsistent with the terms of any federally delegated or approved permit. Such modification(s) may be made without further notice if the matter has been previously noticed under the requirements for any federally delegated or approved permit program. The Conditions of Certification for the Brandy Branch Generating Station are hereby modified as follows:

VI. Air

The construction and operation of the Brandy Branch Generating Station shall be in accordance with all applicable provisions of Permit PSD-FL-267 and Permit PSD-FL-310 (0310485-017-AC) which is attached as Appendix A as well as Title V Permit (0310485-0169-AV), which is attached as Appendix B and of Chapters 62-210 through 62-297, F.A.C. Any final issuance, modification, or amendment to such PSD and Title V permits, are incorporated by reference herein, and are binding and enforceable Conditions of this Certification. The Licensee is subject to and shall comply with the

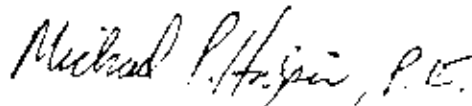
terms, conditions, requirements, limitations, and restrictions set forth in Appendix A and Appendix B and any final issuance, modification, or amendment to such PSD and Title V permit. A violation of the terms conditions, requirements, limitations, and restrictions in Appendix A and Appendix B is a violation of these Conditions of Certification.

No further changes are necessary to the Conditions of Certification.

The Conditions of Certification (including attachments) are available at the following web site: <http://www.dep.state.fl.us/siting/Highlights/conditions.htm>. Copies of the Conditions of Certification and/or attachments may also be obtained by contacting the Siting Coordination Office, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Florida 32399-3000, (850) 245-2002.

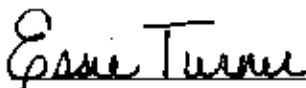
Any party to the this Order has a right to seek judicial review of it pursuant to Section 120.68, Florida Statutes by filing a Notice of Appeal, pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department of Environmental Protection in the Office of General Counsel, 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000, and by filing a copy of the Notice of Appeal, accompanied by the applicable filing fees, with the appropriate District Court of Appeal. The Notice of Appeal must be filed within thirty days from the date this Order is filed with the Clerk of the Department of Environmental Protection.

Executed in Tallahassee, Florida.



Michael P. Halpin, P.E.
Administrator, Siting Coordination Office

FILING AND ACKNOWLEDGMENT
FILED, on this date, pursuant to §120.52
Florida Statutes, with the designated
Department Clerk, receipt of which is
hereby acknowledged.

 12/24/08
Clerk Date

cc.

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